

REMARKS

Reconsideration and allowance in view of the following remarks are respectfully requested. Claims 1-14 are presently pending in this application and stand rejected.

Claim Rejections - 35 USC § 112

On page 2, in numbered paragraph 4, of the Official Action, the Examiner rejects claims 1-14 under 35 USC 112, first paragraph, as failing to comply with the written description requirement. In this rejection, the Examiner states:

*In particular, a **miniature** lamp was not previously disclosed, nor that said miniaturized lamp is maneuvered **inside an engine compartment**. No disclosure is seen in the original disclosure to indicate the dimensions of lamp housing (10).*

It is respectfully submitted that the miniature lamp and the fact that the miniaturized lamp is maneuvered inside an engine compartment are disclosed in the specification, as originally filed. Page 12, lines 12-17, of the present specification specifically states:

*Since the size of the LED is considerably smaller than that of conventional incandescent bulbs, the detection lamp can be **miniaturized**, thereby facilitating maneuvering **inside an engine compartment** and around an air-conditioning system of an automobile. (Emphasis added)*

Thus, the specification does provide a written description for a miniaturized lamp that can be maneuvered inside an engine compartment.

In regard to the lack of dimensions for the lamp housing, case law provides:

The claims were intended to cover the use of the invention with various types of automobiles. That a particular chair of the claims may fit within some automobiles and not others is of no moment. The phrase "so dimensioned" is as accurate as the subject matter permits, automobiles being of various sizes. As long as those of ordinary skill in the art realize that the dimensions could be easily obtained, 35 U.S.C. §112, second paragraph, requires nothing more. The patent law does not require that all possible lengths corresponding to the spaces in hundreds of different automobiles be listed in the patent, let alone that they be listed in the claims. Orthokinetics Inc. v. Safety Travel Chairs Inc., 806 F.2d 1565, 1 U.S.P.Q.2d 1081 (Fed. Cir. 1986).

Claims 1-14 of the present application are intended to cover the use of the invention with various types of automobiles. That a particular miniaturized lamp of the claims may be maneuvered inside an engine compartment within some automobiles and not others is of no moment. The phrase "is sized" is as accurate as the subject matter permits, automobiles being of various sizes. As long as those of ordinary skill in the art realize that the dimensions could be easily obtained, 35 U.S.C. §112 requires nothing more.

In view of the above-quoted section from the specification and the above-referenced case, it is respectfully submitted that claims 1-14 comply with the written description requirement of 35 USC 112, first paragraph. It is, therefore, respectfully requested that this rejection be withdrawn and that claim 1-14 be allowed.

Claim Rejections - 35 USC § 103

Also on page 2, in numbered paragraph 2, of the Official Action, the Examiner maintains the rejection of claims 1-14 under 35 USC 103(a) as being unpatentable over Kalley et al. (U.S. Patent 5,959,306)/Kalley (U.S. Patent 5,674,000) in view of German Patent Application DE 199 38 480 A1, Della Ciana et al. (U.S. Patent 6,136,612) and Pinkus et al. (U.S. Patent 5,608,213). In this rejection, it is the position of the Examiner that the combination of the teachings of the cited references renders claims 1-14 obvious.

In response, it is respectfully submitted that claim 1 specifically recites that the lamp of the present application is a miniaturized lamp having a light-emitting diode (LED) and that the miniaturized lamp is sized to

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facilitate maneuvering inside an engine compartment and around an air-conditioning system or refrigeration system.

It is respectfully submitted that none of the cited references or combination of the teachings of the cited references discloses a miniaturized lamp equipped with a light-emitting diode (LED) where the lamp is sized to facilitate maneuvering inside an engine compartment and around an air-conditioning system or refrigeration system. It is, therefore, respectfully submitted that this rejection be withdrawn and that claims 1-14 be allowed.

All rejections having been addressed, it is respectfully submitted that the present application is condition for allowance and a Notice to that effect is earnestly solicited.

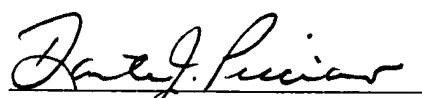
Should any matters remain in this application which might be resolved by interview, the Examiners is requested to telephone the undersigned at 570-386-5744.

Respectfully submitted,

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